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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/870,178	05/29/2001	Steven Sims	2053-029-03	7266

7590 11/03/2004

Rishard D. Multen
Sims Vibration Labory
301 West Business Park Loop
Shelton, WA 98584

EXAMINER

SUKMAN, GABRIEL S

ART UNIT PAPER NUMBER

3641

DATE MAILED: 11/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/270,178

EXAMINER

ART UNIT

PAPER

20041028

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

DETAILED ACTION***Response to Amendment***

The reply filed on 9 August 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): the election includes claims that read on the inventions of both Group I and Group II (elected claims 19 and 22-25 were indicated in the restriction requirement as being drawn to the invention of Group II while the other elected claims are drawn to the invention of Group I). In responding to the restriction requirement, applicant must first elect claims from **one of either Group I or Group II** as stated in the Office Action of 15 July 2004 and then, from those elected claims, elect one of the distinctly claimed species as referenced in the Office Action of 20 December 2001 and indicate the claims readable thereon. In other words, the claims readable on the elected species must also be drawn to the elected invention (i.e., *either* Group I or Group II, *not both*). See 37 CFR 1.111.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Gabriel S. Sukman whose telephone number is (703)

Art Unit: 3641

308-8508. The examiner can normally be reached on M-F, 8:30-6:00, every other Friday off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael J. Carone can be reached on (703) 306-4198. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

gss


MICHAEL J. CARONE
SUPERVISORY PATENT EXAMINER